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THE SUNTAG LAW FIRM
A Professional Corporation
DANA A. SUNTAG (California State Bar No. 125127)
ZOEY P. MERRILL (California State Bar No. 268331)
The Kress Building
20 North Sutter Street, Fourth Floor
Stockton, California 95202
Telephone: (209) 943-2004
Facsimile: (209) 943-0905

Attorneys for Chapter 7 Trustee
GARY R. FARRAR

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In Re:)
SATURNINO P. TREJO and)
LUCY R. TREJO,)
Debtors.)

NO: 10-27638-D-7
DC No.: SLF 2
MOTION FOR AUTHORIZATION TO
SELL THE ESTATE'S INTEREST IN
TWO VEHICLES

Date: August 18, 2010
Time: 10:00 a.m.
Place: Department D
Honorable Robert S. Bardwil

1 Chapter 7 Trustee Gary R. Farrar respectfully moves for authorization to
2 sell the estate's interest in a 1999 Ford Ranger (the "Ford") and a 2003 Acura MDX
3 (the "Acura").

4 Under the proposed sale, Debtors Saturnino P. Trejo and Lucy R. Trejo
5 (the "Debtors") will buy the Ford and all of the estate's interest in the Acura for \$5000.

6 The Trustee believes the sale of the Ford and the estate's interest in the
7 Acura is in the best interests of the creditors and this Court should approve it pursuant
8 to Bankruptcy Code Section 363(b).

9 The Trustee represents the following:

10 1. On March 26, 2010, the Debtors filed this case. Gary R. Farrar was
11 appointed Chapter 7 Trustee. (Farrar Decl., ¶ 2).

12 2. The Debtors disclosed an interest in the Ford in their schedules.
13 They valued the Ford at \$1300 and did not exempt any interest in it. (Farrar Decl., ¶ 3).

14 3. The Debtors also disclosed an interest in the Acura in their
15 schedules. They valued the Acura at \$7400 and claimed a \$2550 exemption in it.
16 (Farrar Decl., ¶ 4).

17 4. The Ford and the nonexempt interest in the Acura are property of
18 the bankruptcy estate. (Farrar Decl., ¶ 5).

19 5. The Trustee wants to liquidate the Ford and the estate's
20 nonexempt interest in the Acura and obtain maximum value for the estate. (Farrar
21 Decl., ¶ 6).

22 6. Accordingly, the Trustee entered into negotiations with the
23 Debtors, through their attorney. (Farrar Decl., ¶ 7).

24 7. As a result of the negotiations, the Trustee has entered into a
25 proposed sale with the Debtors under which the Debtors will purchase the Ford and the
26 nonexempt equity in the Acura for \$5000 (the "Purchase Amount") from the estate as
27 follows: \$4000 at the time the Debtors sign the purchase and sale agreement and
28

1 \$1000 within 10 days of Court approval of this motion (collectively, the "Sale"). (Farrar
2 Decl., ¶ 8, Ex. A).

3 8. The Sale is conditional on Bankruptcy Court approval of this motion
4 and is subject to overbidding at the hearing on this Motion. (Farrar Decl., ¶ 9).

5 9. Bankruptcy Code Section 363(b) provides that a trustee, after
6 notice and a hearing, may sell property of the bankruptcy estate other than in the
7 ordinary course of business.

8 10. The Trustee believes the Sale is in the best interests of creditors.
9 (Farrar Decl., ¶ 10).

10 WHEREFORE, the Trustee respectfully requests that the Court grant this
11 motion for authorization to sell the Ford and the nonexempt equity in the Acura, and
12 that it grant such further and other relief as may be just and proper.

13 Dated: July 6, 2010

THE SUNTAG LAW FIRM
A Professional Corporation

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15 By: /s/ Dana A. Suntag
16 DANA A. SUNTAG
17 Attorneys for Chapter 7 Trustee
18 GARY R. FARRAR
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